1951

**File No.** Ports II/51 (R).

Legal Department.

B BRANCH

K

**Subject:—**

Rules under the

Indian Ports Act, 1908.

P.B/E

**File No.** Ports II/51. (R).



584-B

Office of the R.L.A.

Two notifications at pages 7 and 9 have been combined into one and a revised draft notification is sent herewith.

The functions of rule 13(a) of the Okha Port Rules is to prescribe a scale of charges to be levied for the permission to use any dock under the control of the Board. The Public Works Department also desires to provide under what circumstances and subject to what condition licences may be granted. This matter may be provided for under bye-laws to be made under rule 37. The said provisions have therefore been deleted from the draft notification.

Id/ J.R.D. 2/6
Remembrancer of Legal Affairs.

U.R. to P.W.D., No. 8775, dated the 4th June 1951.

BKS. 6/7/

A
16/7

Office of the R.L.A.

The P.W.D. draft is based on the draft supplied in the last letter from the Port Officer, Okha at page 83 ante which was in modification of his proposal at page 71 ante.

2. A revised draft in place of the P.W.D. draft at page 85 ante is sent herewith.

3. It is presumed that the intention is that when coasting steamers on regular scheduled run, as defined in the foot-note to Table I of Schedule A to the Revenue Department Notification No. 1209/49, dated the 7th November 1949, make more than one trip in the Port of Okha in the same calender month, only half the charges are to be levied for each trip including the first trip when such steamer is piloted by the Master in Command of the same ship.

Id/-J.R.D 7/4
Remembrancer of Legal Affairs

U.R. to P.W.D. No. 17677, dated the 8th November 1951.

BKS. 6/7

Office of the R.L.A.

The R.L.A's opinion No. 9393, dated the 20th August 1949 referred to by the Public Works Department in its note at page 15 ante was given when the Baroda Ports Act, 1935 was in force.

Subsequent, to that opinion the Indian Ports Act, 1908 was extended to the areas of the merged State of Baroda by the Merged States (Laws) Act, 1949 (LIX of 1949) with effect from 1st January 1950 and the Baroda Ports Act of 1935 ceased to operate. The Port Officer, Okha, has also made this position clear in his letter at page 21.

It is no use considering whether the concession under the Baroda Ports Act, 1935 should be withdrawn when the Act has been repealed.

Id/-J.R.D. 24/
Remembrancer of Legal Affairs.

U.R. to P.W.D. No. 18905, dated the 26th November 1951.

BKS. 6/7